

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

CHAPTER 11

CASE NO: 19-23649

Creditor, Pro Se
V.
Purdue Pharma L.P. et.al,
Debtors

MOTION = Extension of
time "Bar Date" request

I

Jurisdiction and Venue

1. This is a chapter 11 Bankruptcy case claim in which the creditor Jeffrey Karl Driver, begs this Great Court for his claim to be recognized as being filed timely. This court has the authority under the Federal rule of Bankruptcy Procedure 9006 (b)(1). This creditor is requesting for what constitutes as, "excusable neglect", to be applied to his claim. This creditors Personal Injury Claimant Proof of claim form, (claim no: 628988) and General Opioid claimant ~~form~~ Proof of claim form, (claim no:) were filed by the Purdue

Pharma Claims Processing Center
days after the July 30, 2020
Bar date.

The creditor,
request for the following facts
to be applied to the reasoning
in which this Great Court will be able
to make an informative and knowledgeable
decision.

II. Facts

a. The global Pandemic has slowed
and even halted my life. Due to the
Nation wide Lock down my ability to
communicate and correspond has become
hindered and also come to a standstill
at times this was out of my control.

b. At the time this creditor
tried to acquire the required
claim documents the United States
Postal Service was Lacking in funds
and due to that the affected ~~states~~ ^{States}
were informed mail would be late
for outgoing and incoming

This delay transpired at the same time and several ~~more~~ months prior to and after the courts new "Bar Date". This was out of my control.

C. I am currently incarcerated in the Washington State Penitentiary and have been incarcerated since October, 26th 2010... Here at the Washington State Penitentiary ~~I~~ ^I have spent a total of 4 months on Quarantine two months in 2020, and another two months at the end of 2021 due to Covid outbreaks in the facility... I only receive 20 ~~min~~ ^{↑day} minutes out of my cell to shower and use phone during Quarantine so needless to say this pandemic has taken its toll on this matter. Furthermore, very few Publications are allowed U.S.A. Today, and News Tribune must be purchased from an outside vendor. I am an indigent inmate so I am unable to purchase the News Paper. So, I am ignorant to what all is transpiring in the outside world and its on goings. As soon as I could I sent a request for forms to the Purdue Pharma claims center % Prime clerk on or January, 2022, I received an acknowledgement my claim was received and processed.

d. I Jeffrey Karl Driver did attempt to File my claim Forms in the Fastest time Frame Possible, with regards to my current incarceration and constant state lock downs due to the Global Pandemic which is completely out of my control.

III legal claims

The creditor, Jeffrey Karl Driver, alleges he attempted to follow the courts requirements and rules as best as he was physically capable of doing in respect to his current incarceration. This creditor "Acted in good faith" (Fed rules Bankr. Proc, rule 9006(b)(1) 11 U.S.C.A. C.V.I GUF (Lux) master S.A.R.I. V, Lehman Bros, Holdings Inc, 445 B.R. 137 (S.D. N.Y, 2011)). This Creditor is the movant requesting for the acceptance of this claims extension of Bar Date, So this creditors claim may be recognized as timely.

" EXCUSABLE neglect Standard that governs a creditors ability to file a proof of claim after the expiration of, the claim bar date is a Flexible one, and excusable neglect may include inadvertence, mistake or carelessness, as well as intervening circumstances beyond the creditor's control, (Fed. R. Bankr. P. 9006(b)(1), In re Motors, Liquidation company, 576 B.R. 761 (Bankr S. D. N.Y. 2017) under the excusable neglect standard governing the filing of late Proofs of claim,

Congress plainly contemplated that courts would be permitted, when appropriate, to accept late filings caused by inadvertence, mistake, or carelessness, as well as by intervening circumstances beyond a Party's control. (Fed. R. Bankr. P. 9006(b) In re Energy Future Holdings Corp., 619 B.R. 99 (Bankr. D. Del. 2020).

IV Prayer for Relief

Wherefore, creditor respectfully Prays
that this court enter Judgment granting
the recognition of a.) Personal Injury
claimant Proof of claim form, and
General Order.

Dated

Respectfully submitted,

— Verification —

I Have read the foregoing and hereby
verify that the matters alleged therein
are true, except as to matters alleged
on information and belief, and, as to those,
I believe them to be true.

I certify under the Penalty of Perjury that
the foregoing is true and correct

Executed at

City, Walla. Walla.

State, WA.

date, 4-24-22

Signature: Jeff Driver

Print: Jeffrey K. Driver